

1 ARKANSAS STATE BOARD OF CHIROPRACTIC EXAMINERS

2 BUSINESS MEETING

3 JANUARY 20, 2011

4 11:17 A.M.

5 101 E. Capitol Avenue, Room 401

6 Little Rock, Arkansas

7

8 BOARD MEMBERS:

9 Thomas D. Taylor, D.C. Chairman

10 Weldon Roberts Treasurer

11 Kent Moore, D.C. Secretary

12 Terry Barnett, D.C. Investigative Officer

13 Jack McCoy

14 Beverly Foster, D.C. (not present)

15

16 Rebecca Wright, Executive Director

17 ON BEHALF OF THE BOARD:

18 ARNOLD JOCHUMS, ESQ.

19 Assistant Attorney General

20 323 Center Street, Suite 200

21 Little Rock, Arkansas 72201

22 REPORTED BY: Susan B. Whitson, CCR

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1 ALSO PRESENT:

2 BRIAN REILLY, D.C.

3 CHRISTOPHER CATHEY, D.C.

4 KELLY GOLDBERG, D.C.

5 MAGGIE JOSEPH, D.C.

6 BRANDON FITCH, D.C.

7 KEVIN SCHULTZ, D.C.

8 KEITH McPHERSON, ESQ.

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P R O C E E D I N G S

DR. TAYLOR: Okay. I'm going to call the meeting to order.

This is the new license orientation and board meeting on
January 20, 2011 at 11:17 a.m.

And the agenda you have, you have, everybody has the addenda
in front of them there?

MR. ROBERTS: Yep.

DR. TAYLOR: Okay. And we'll look at the approval of the
minutes of the December 14th minutes that the court reporter
did the minutes for us. And so --

MR. ROBERTS: I make a motion to approve as written.

DR. BARNETT: Second.

DR. TAYLOR: Okay. Motion made by Mr. Weldon Roberts to
approve the minutes of December 14th, second by Dr. Barnett.

Any discussion?

All in favor, say, "Aye."

BOARD MEMBERS: Aye.

DR. TAYLOR: All opposed by like sign.

December 21, 2010 minutes, that's on Page 75.

MS. WRIGHT: The page numbers are on the top of the page.

DR. TAYLOR: Up in the upper right-hand corner there.

MS. WRIGHT: No, it's centered right in the top center.

MR. ROBERTS: Make a motion to approve as written.

DR. BARNETT: Second.

DR. TAYLOR: Motion made by Mr. Roberts to approve the

1 minutes of December 21st, second by Dr. Barnett.

2 Any discussion?

3 All in favor of the motion, say, "Aye."

4 BOARD MEMBERS: Aye.

5 DR. TAYLOR: Opposed by like sign.

6 Okay. Now we're next into the budget report here.

7 And, I'm sorry, let me -- let me, let's do roll call here.

8 I'm getting ahead of myself here.

9 We'll have roll call for the meeting today. Secretary
10 Dr. Kent Moore.

11 DR. MOORE: Here.

12 DR. TAYLOR: Investigative officer Dr. Terry Barnett.

13 DR. BARNETT: Present.

14 DR. TAYLOR: We have the consumer member, Mr. Jack McCoy.

15 MR. McCOY: Here.

16 DR. TAYLOR: And treasurer and public member, Mr. Weldon
17 Roberts.

18 MR. ROBERTS: Yes, sir, present.

19 DR. TAYLOR: Okay. And the minutes will reflect that
20 Dr. Foster is not -- Beverly Foster is not in attendance today.

21 We also have present the Executive Director Rebecca Wright
22 and our new counsel from the AG's office, Mr. Arnie Jochums.
23 He's a long time member of the AG's office, since 1980. Welcome,
24 Arnie.

25 MR. JOCHUMS: Thank you, sir.

1 DR. TAYLOR: And we have our court reporter still with us,
2 Susan Whitson.

3 Okay. Let's go in the budget report here. Would you like
4 to comment on the budget report there, Rebecca?

5 MS. WRIGHT: Yes. This is the --

6 DR. TAYLOR: Okay.

7 MS. WRIGHT: This is the -- let me get the microphone.

8 Okay. This is the same format as last month. These are the
9 reports that I get from Service Bureau and from budget.

10 Now, I did take into account what was said last time. I am
11 in progress of working on something. When you get all of these
12 reports you also get a report of the board member travel, so that
13 is in progress, so at the next meeting you'll have that. I'm
14 looking to see if there is anything else. That way you can have
15 a quick view of what's going on with our accounts and with the
16 board member travel, but you also see what is coming from budget.

17 At this time we are actually over budget. I've already been
18 talking to our budget analyst about this. I requested \$60,000
19 appropriation and I'll be going before peer this month for that
20 request. We have gone over due to the number of hearings and
21 investigations we've had this fiscal year.

22 DR. TAYLOR: Okay. And, let's see, does -- it does have a
23 bottom line, too, on it here, I'm sure.

24 With the accounts, we -- does this actually show the
25 accounts that have the --

1 MS. WRIGHT: The amount of money that we have?

2 DR. TAYLOR: -- the total?

3 Right. Let me look --

4 MS. WRIGHT: And like I said, that is something I'm going to
5 work on to make it simpler to read, but you also have these trial
6 balances that come in.

7 No, it looks like they haven't provided that.

8 You know, they provide what -- what deposits are made and
9 what warrants are sent out but it doesn't look like they have a
10 bottom line of what is in our account.

11 DR. TAYLOR: Okay. On Page 50 -- I'm sorry, on Page 92 --

12 MS. WRIGHT: Okay.

13 DR. TAYLOR: -- there is a balance down there at the bottom
14 on that page. Do you know what that balance is about?

15 MS. WRIGHT: 92? Which --

16 DR. TAYLOR: Is this a --

17 MS. WRIGHT: 92. That's a trial balance.

18 DR. TAYLOR: Trial balance?

19 MS. WRIGHT: Uh-huh.

20 DR. TAYLOR: So it's a continual --

21 MS. WRIGHT: Yes, right.

22 DR. TAYLOR: Not accrual.

23 MS. WRIGHT: And, you know, I can understand this is
24 straight from budget which is made by accountants and we're not
25 accountants, so...

1 DR. TAYLOR: Yeah.

2 MS. WRIGHT: So, like I said, I've taken into account what
3 was said in December's meeting and I am in progress to create
4 reports that are easier to read, and I -- that way you will have
5 everything that comes from budget plus what we have in our
6 account, what we have in our money management trust funds, how
7 many deposits were made, what travel is going out for board
8 members.

9 DR. TAYLOR: Okay. Anybody have any questions to Rebecca
10 about the budget report?

11 MR. McCOY: Move to advance them.

12 DR. TAYLOR: I'm sorry?

13 MR. McCOY: Do you want a motion?

14 DR. TAYLOR: Yes.

15 MR. McCOY: Said move to advance.

16 DR. TAYLOR: Okay. And we've got a motion by Mr. Jack McCoy
17 to approve the budget report. Do I have a second?

18 MR. MOORE: Second.

19 DR. TAYLOR: Second by Dr. Kent Moore.

20 Any further discussion?

21 All in favor of the motion, say, "Aye."

22 BOARD MEMBERS: Aye.

23 DR. TAYLOR: Opposed like sign.

24 We have a Freedom of Information Act request report, and
25 this is on Page 96, and this is just informational here, I'm

1 sure?

2 MS. WRIGHT: Yes, it is. Right.

3 The last -- we did receive one Freedom of Information
4 request at the last of December from Natalie Currie, D.C., and
5 you can see I was able to complete that in one day.

6 DR. TAYLOR: Okay. So that's just informational there,
7 that's just for the record. I don't think we need to have a
8 motion or anything with regard to that.

9 We'll go back -- we're going to
10 correspondence/communications on Page 98.

11 MS. WRIGHT: Yes. And, Dr. Taylor, I did talk to Keith
12 McPherson, I asked him to be here between 11:30 and 12. So the
13 last I spoke to him he does plan to be here.

14 DR. TAYLOR: Okay. Well, let's just -- let's skip over that
15 one at the present time and go to the executive director report
16 and then we'll take that up at the end if he's here at that time.

17 MS. WRIGHT: Okay.

18 DR. TAYLOR: And that is executive director report. Would
19 you like to comment on this, Rebecca?

20 MS. WRIGHT: Yes.

21 DR. TAYLOR: Thank you.

22 It's on Page 100.

23 MS. WRIGHT: Yes.

24 The first item are the license renewal status change
25 requests. I put them in alphabetical order. It looks like there

1 are five requests total. And some are going from active in state
2 to active out of state and some are going the opposite way, out
3 of state to in state.

4 DR. TAYLOR: Okay. So are there any questions about these
5 in particular then?

6 Is this with the -- with Dr. Chris Banks or -- I mean or is
7 there --

8 MS. WRIGHT: Yeah. He's requesting to go out of state
9 active.

10 DR. TAYLOR: Oh, okay.

11 MS. WRIGHT: He was in state active and now he wants to be
12 out of state active.

13 DR. TAYLOR: Uh-huh. Okay. He wants to be out of state
14 active?

15 MS. WRIGHT: Yes.

16 DR. TAYLOR: Okay. So this is just informational, too, is
17 that correct? Or, I mean, does the board need --

18 MS. WRIGHT: No, this is following what the board decided in
19 October, that the request changes had to be approved by the
20 board.

21 DR. TAYLOR: Right. Okay.

22 MS. WRIGHT: Yes.

23 DR. TAYLOR: But this information that we have here is ones
24 that they have -- everybody's qualified to make these changes?

25 MS. WRIGHT: Yes.

1 DR. TAYLOR: There is no --

2 MR. McCOY: No discrepancies with their record or anything,
3 you've got everything they need?

4 MS. WRIGHT: Yes.

5 DR. TAYLOR: Yeah. Okay. Okay.

6 MS. WRIGHT: Yes.

7 DR. TAYLOR: Okay. So --

8 MS. WRIGHT: All right. I spilled water so I wasn't
9 thinking.

10 DR. BARNETT: Do you want to approve these things
11 individually or --

12 DR. TAYLOR: We can do it, you can do it collectively.

13 DR. BARNETT: I'll do it collectively. I make a motion that
14 we approve all four transfers.

15 MR. McCOY: Second.

16 DR. TAYLOR: Motion by Dr. Barnett that we approve all four,
17 Dr. Barnett made the motion, second by Mr. McCoy.

18 Any discussion?

19 All in favor of the motion, say, "Aye."

20 BOARD MEMBERS: Aye.

21 DR. TAYLOR: Any opposed by like sign.

22 Okay.

23 MS. WRIGHT: Okay. The next item is on Page 119, the --
24 just where we are with the license renewals. So far we've had
25 510 renewed, and you can see the numbers, you know, 445 active,

1 comes out to \$89,000 and it goes down from there.

2 We've only had two with a late fee, and I'm double-checking
3 what was entered back in December just to make sure those are all
4 correct. So we have about 76 left that have not renewed. There
5 is a possibility that is in the -- those are in the stack that I
6 have to double-check.

7 DR. TAYLOR: Okay.

8 MS. WRIGHT: Right. So -- so, so far the total amount we've
9 brought in for fees is \$96,375, and then late fee was 400.

10 DR. TAYLOR: Okay. And then you're in the process of -- or
11 you have sent out notices you say with regards to ones who
12 haven't renewed?

13 MS. WRIGHT: Not yet. I'm going to go through what I have
14 left on my desk, double-check, because they have been entered but
15 I want to double-check them, and then by next week I'll start
16 sending out late notices --

17 DR. TAYLOR: Okay.

18 MS. WRIGHT: -- to everybody that did not renew.

19 DR. TAYLOR: Okay.

20 MS. WRIGHT: And that will be their first notice and then
21 the second notice will go out the first of March.

22 DR. TAYLOR: Okay. So this license renewal report on
23 Page 119 is informational. No action from the board is
24 warranted.

25 Continued education pre-approval requests report.

1 MS. WRIGHT: Yes. Yes. This is informational also. I've
2 been tracking how many CE requests we get in to pre- approve. In
3 the month of December we had a total of 59, so you can see from
4 the end of October through December we had a total of 250
5 requests come in.

6 I don't have January's number right now, but I have about
7 six to eight that I've received in January.

8 DR. TAYLOR: Okay.

9 MS. WRIGHT: So, you know, we're a lot more efficient in the
10 office now so we were able to stay on top of all of these that
11 came in.

12 DR. TAYLOR: Okay. Good.

13 DR. MOORE: Are we up to date through January?

14 MS. WRIGHT: Yes.

15 DR. MOORE: Is everything clear?

16 MS. WRIGHT: Yes.

17 DR. MOORE: All the past stuff is --

18 MS. WRIGHT: There are a few sitting on the desk, maybe six
19 of them that I'm going to double-check those and see why they are
20 still sitting there. Yeah.

21 DR. TAYLOR: Okay. Okay. Then that's -- then that warrants
22 no action for the board.

23 We'll go into old business, Page 123.

24 Let's see here.

25 The first item on the agenda under that heading is a hearing

1 date to be reset for Ryan Monson, D.C.

2 MS. WRIGHT: Yes. And Mr. Johnson is not in room, and he
3 did not provide any dates to me ahead of time of what he would be
4 interested in.

5 MR. JOCHUMS: Let me add that I did talk to Mr. Johnson and
6 he is agreeable to the board setting a date at whatever they
7 would like, could be the next regular meeting or the March
8 regular meeting.

9 DR. MOORE: I think our next --

10 MR. JOCHUMS: I have a sort of an anticipation that there
11 may be a consent decree in this case so that we won't have the
12 hearing but to get a date set. I don't know what you planned on
13 for your next meeting.

14 DR. TAYLOR: April 12th is our next meeting.

15 DR. MOORE: Is his license still on hold until the --

16 MS. WRIGHT: Yes.

17 MR. JOCHUMS: Yes. His license remains suspended until --

18 DR. TAYLOR: Well, actually until today, but they have
19 agreed to keep the temporary suspension in effect.

20 MR. JOCHUMS: Will remain in effect until a later date.

21 DR. TAYLOR: Until the hearing date.

22 MR. JOCHUMS: What date did you say, sir?

23 DR. TAYLOR: April 12th.

24 MR. McCOY: Do we need a motion to extend this?

25 DR. TAYLOR: No. No. We've already done that.

1 MS. WRIGHT: Page 127 is the request for the continuance
2 from Mr. Johnson, and in that they say that his license will
3 remain in effect -- the emergency suspension of his license will
4 remain in effect until the final hearing. So the doctor and his
5 attorney agreed to stay under a suspension.

6 DR. TAYLOR: Would April be too long for this, do you think?
7 Or -- I mean, April 12th is the next meeting.

8 MR. JOCHUMS: Yeah, that --

9 DR. MOORE: He doesn't have his license.

10 MR. ROBERTS: But if he said there is going to be probably a
11 consent decree, April wouldn't -- wouldn't be out of line.

12 DR. TAYLOR: Well, of course --

13 MR. JOCHUMS: Well, that's not -- if you want to have a --
14 otherwise I think you would need to set a special date in
15 February or March.

16 DR. TAYLOR: Okay. Okay.

17 MR. JOCHUMS: But I think that would be okay.

18 DR. TAYLOR: Okay. Okay. Let's see. Let's look at --
19 let's look at --

20 MR. JOCHUMS: I'm not sure if there may be some other
21 matters that we need to get to hearing sooner than April as well.
22 I'm not sure what the status of the complaint committee is.

23 MS. WRIGHT: Possibly.

24 MR. JOCHUMS: Possibly?

25 MS. WRIGHT: Yeah. We have a few doctors we're watching,

1 so, yeah.

2 DR. TAYLOR: Okay. Okay. Well, this being January, you
3 know, March is two months, so, I mean that's not that far away.

4 MR. JOCHUMS: That wouldn't be too bad, that might be
5 better.

6 DR. TAYLOR: Okay. Let's look at March 3rd, 10th, or the
7 17th. Does anybody --

8 MR. MCCOY: March 3rd or 17th?

9 DR. TAYLOR: 3rd, 10th or 17th.

10 DR. BARNETT: The 10th sounds good. How about the 10th?

11 DR. TAYLOR: Okay. March 10 for Terry.

12 MR. ROBERTS: That would be better for me.

13 DR. TAYLOR: Okay. A motion?

14 DR. BARNETT: I make a motion we have it on March 10th.

15 DR. TAYLOR: Okay. A motion by Dr. Barnett that we continue
16 the hearing -- I mean, excuse me, have a hearing for --

17 MR. JOCHUMS: Dr. Monson.

18 MS. WRIGHT: Ryan Monson.

19 DR. TAYLOR: -- and that his license will remain suspended.

20 DR. BARNETT: Yes, I make a motion that we schedule the
21 hearing for Dr. Monson on March 10, Thursday, starting at
22 10 o'clock in the morning, and his license remain on suspension
23 until that time.

24 DR. TAYLOR: Motion made by Dr. Barnett.

25 MR. ROBERTS: And I'll second it, Weldon Roberts.

1 DR. TAYLOR: Second by Weldon Roberts.

2 Any discussion?

3 All in favor, say, "Aye."

4 BOARD MEMBERS: Aye.

5 DR. TAYLOR: Any opposed by like sign.

6 Did you say a time?

7 DR. BARNETT: 10 o'clock.

8 COURT REPORTER: Dr. Barnett, could you use your microphone
9 when you speak, please, sir?

10 DR. BARNETT: I sure can.

11 COURT REPORTER: Thank you.

12 DR. TAYLOR: Okay. We'll continue.

13 The next one is an applicant, Chris -- Dr. Chris Dodson.

14 MS. WRIGHT: Uh-huh. Yeah. That starts on Page 129 and
15 130.

16 Would you like me to brief the board?

17 DR. TAYLOR: Yes. I would like -- yes. Thanks.

18 MS. WRIGHT: Okay. Dr. Dodson had his license with this
19 board. On 12/31/09 his license lapsed due to nonrenewal. He was
20 given the courtesy letters in January and March of 2010. After
21 March he was -- he had to follow the rules that he had to apply
22 for a new license. He did not do that in June and then he waited
23 for the December review, he waited until the last minute and got
24 his packet in for the December credentials review. One of the
25 questions came up that has he been practicing during the year of

1 2010 without his license. He -- I sent him a letter and he
2 called me and he faxed a letter in stating that he had been
3 practicing.

4 So you -- the board has two things to do. One, his
5 credentials review was never finished so that needs to be
6 finished. And then the second would be -- and I've talked to the
7 investigating officer -- is I would probably file a complaint
8 against Dr. Dodson for practicing without a license.

9 MR. JOCHUMS: And I believe that would ultimately result in
10 a hearing on whether to renew or not renew his license, which we
11 can probably also set for March 10th if you want to do that.

12 DR. TAYLOR: Do I have a motion from the board to that
13 effect?

14 Because what, in essence, I understand, is that he has
15 stated to the board by correspondence that he has been practicing
16 without a license.

17 MS. WRIGHT: Yes.

18 DR. TAYLOR: Now, we've also sent a letter for him to cease
19 and desist.

20 MS. WRIGHT: Yes.

21 DR. TAYLOR: Right? Okay.

22 MS. WRIGHT: On Page 130 is the first letter I sent to him
23 in December asking if he was practicing. Page 131 is the letter
24 he faxed in to the board office. And then letter -- I'm sorry,
25 Page 133 is the letter I sent to him this month telling him to

1 cease and desist practicing.

2 DR. TAYLOR: Yeah. And if you will notice on page, well,
3 it's Page 131, he went -- in his letter he stated in the second
4 paragraph, I have worked the 2010 year performing examinations,
5 shooting X-rays and adjusting patients, so obviously he's saying
6 that he has done this without a license, so --

7 DR. BARNETT: And, Rebecca, have we also not got a complaint
8 from an attorney?

9 MS. WRIGHT: Yes.

10 DR. BARNETT: That came in just last week?

11 MS. WRIGHT: Yes. And I have received some -- a fax from
12 that attorney yesterday with -- showing where Dr. Dodson has
13 billed the insurance for a patient.

14 MR. McCOY: Go ahead.

15 DR. TAYLOR: Do you want to make a motion?

16 DR. BARNETT: I make a motion that we schedule the hearing
17 for Dr. Dodson on March 10th, immediately following the hearing
18 on Dr. Monson. And just as a point of clarification, the reason
19 I'm making this motion for that date is it appears that the
20 Monson case may very well be decided before then, which will open
21 up the date for this particular hearing.

22 DR. TAYLOR: Motion made by Dr. Barnett.

23 MR. McCOY: Second.

24 MR. ROBERTS: I'll second, Weldon Roberts.

25 DR. TAYLOR: Second by Jack McCoy.

1 Any other discussion in this matter?

2 DR. MOORE: Do we have the original -- should we move our
3 original Monson up to eight just to allow --

4 DR. BARNETT: If it turns out that we wind up with Monson
5 and Dodson both, we can always adjust the time. And also that he
6 is not to be practicing until --

7 DR. TAYLOR: He has a cease and desist letter.

8 MS. WRIGHT: Yes.

9 DR. TAYLOR: Yeah. So any further discussion?

10 All in favor of the motion, say, "Aye."

11 BOARD MEMBERS: Aye.

12 DR. TAYLOR: Any opposed by like sign.

13 Okay. The next is the purchasing card for office status.
14 And, Rebecca, I would like for you to comment on this here.

15 MS. WRIGHT: Yes, that's on Page 134.

16 And I received the application and on the application I
17 wanted you to see for the monthly credit limit I put \$1,000, and
18 for a single transaction it's going to be 500.

19 Now, I have to go to a training in February before I can get
20 my card and before I can use it. So this is where we are, these
21 are the limits. But this also means that I have not been able to
22 order the fingerprint cards for our new licensees and for current
23 applicants. So just so you know, those are still pending.

24 DR. TAYLOR: Okay.

25 MS. WRIGHT: Yeah.

1 DR. TAYLOR: Okay. So that's pretty much informational.

2 MS. WRIGHT: Yes.

3 DR. TAYLOR: No -- no action is needed by the board on that
4 matter.

5 Okay. On new business, business card for board members,
6 that's on Page 139.

7 MS. WRIGHT: 139, uh-huh. That was what you and I had
8 talked about.

9 DR. TAYLOR: Right.

10 If the board -- you know, if the board is interested in
11 having, I think it's -- you know, I mean sometimes you're in a
12 situation or at a board member, FCLB meeting or where ever you're
13 at, and you will, if you have a board -- I'm sorry -- if you have
14 a card, business card with the state of Arkansas insignia on it
15 with your board member name on it, you will all -- you will
16 all -- you will be able to use that for correspondence but also
17 you'll be able to use it to get discounts on, for ID purposes for
18 hotels and so forth.

19 So the chair would entertain a motion that we have business
20 cards made up for board members for that purpose.

21 MR. McCOY: So moved.

22 DR. TAYLOR: Moved by Dr. -- by Mr. McCoy that we do that.
23 Do I have a second?

24 DR. BARNETT: Second.

25 DR. TAYLOR: Second by Dr. Barnett.

1 Any discussion?

2 All in favor, say, "Aye."

3 BOARD MEMBERS: Aye.

4 DR. TAYLOR: Any opposed by like sign.

5 Okay. The next item is the FCLB meeting in Marco Island.

6 And see who might be interested in going to that meeting. I am
7 for one.

8 DR. BARNETT: I would be happy to.

9 DR. TAYLOR: Okay. Dr. Barnett. Anybody else?

10 MR. ROBERTS: I would like to go on this as an alternate.

11 DR. TAYLOR: Mr. Roberts.

12 Mr. McCoy?

13 Okay. Dr. Moore?

14 DR. MOORE: I would have to check my schedule.

15 DR. TAYLOR: Okay.

16 DR. MOORE: Do I have to tell you today or --

17 DR. TAYLOR: Well, we try to make a --

18 MS. WRIGHT: What you can do is, if Dr. Moore is interested,
19 is approve for how many board members that want to attend and
20 then that way you at least have the approval, and if he does not
21 attend then it's okay.

22 DR. TAYLOR: This meeting, Rebecca, would you like to --

23 MS. WRIGHT: Yes. I would like to attend as a staff member.

24 DR. TAYLOR: This -- and, Terry, you've been to one?

25 DR. BARNETT: Uh-huh.

1 DR. TAYLOR: They were very informational.

2 MS. WRIGHT: Yes.

3 DR. TAYLOR: You have all 50 states in the United States.
4 And they, you know, come together and they share information and
5 a lot of times you can gather some things you can do to help kind
6 of refine our board. And this is the annual meeting, too, so
7 with this one you get a larger attendance. You do have district
8 meetings where, you know, you just have certain districts, but
9 this is -- this is the grandfather here. So at any time that the
10 board members are able to attend these type meetings is very good
11 and informative. If not, you know, now, you know, at a later
12 date.

13 So we have Dr. Barnett, Mr. Weldon Roberts and myself and
14 Rebecca Wright so far.

15 And, Dr. Kent Moore, did you want to --

16 DR. MOORE: Possibly.

17 DR. TAYLOR: Okay. This is on a Wednesday through a Sunday,
18 is what this is.

19 MS. WRIGHT: Yeah. It's May 4th through the 8th.

20 DR. TAYLOR: And you don't have go to this time, if you want
21 to wait you can go next time.

22 DR. BARNETT: Just put you down and if you don't go you can
23 back out.

24 DR. MOORE: Do you have to put a deposit down for me?

25 MS. WRIGHT: No. We have time, we have through March to

1 make the payments. And if you will -- you will notice, I know
2 there was some concern last year about how many meetings I
3 attended as the administrator, but you will see the -- on May 4th
4 the administrator meeting starts. So I will go in on May 3rd,
5 the board members will come in on May 4th and your meetings
6 start on May 5th.

7 DR. TAYLOR: Right. Right.

8 MS. WRIGHT: And it is listed here but, you know, I just
9 wanted to have that on record that, yeah, all the meetings are
10 definitely attended.

11 DR. TAYLOR: Right.

12 Okay. So the -- the chair will entertain a motion to
13 approve Dr. Barnett, Dr. Moore, Mr. Roberts and myself and
14 Rebecca Wright to attend the FCLB meeting on May 4th through 8th.

15 MR. ROBERTS: So moved.

16 DR. TAYLOR: Moved by Dr. -- excuse me. Motion made by
17 Mr. McCoy.

18 DR. BARNETT: Second.

19 DR. TAYLOR: Second by Dr. Barnett.

20 Any discussion, further discussion?

21 MR. ROBERTS: I just have one thing. I've been to both FCLB
22 and NBC and FCLB is, as far as I'm concerned, is a much better
23 one for the board members to attend.

24 DR. TAYLOR: The what is?

25 MR. ROBERTS: The FCLB.

1 DR. TAYLOR: Oh, yeah. Yeah.

2 MR. ROBERTS: I mean that's just a personal opinion, but I
3 think we get more out of this than we do the NBC.

4 DR. TAYLOR: Right. Right.

5 It makes your board more efficient because you can gather
6 some of the things, you don't have to reinvent the wheel on some
7 of the things you have questions about.

8 Okay. Any further discussion then?

9 DR. BARNETT: I would just like to make just one comment.

10 I went to Florida back in October for the FCLB meeting, and
11 Rebecca went to us. She attended every meeting there and so did
12 I. But more important than that, she knew every person in that
13 room and every person in that room knew her. She was definitely
14 an asset to the board by being there.

15 DR. TAYLOR: Okay. Yeah. All right.

16 DR. MOORE: So is it Wednesday through Sunday or Thursday
17 through Sunday for the board member?

18 MS. WRIGHT: Thursday through Sunday.

19 DR. MOORE: Thursday through Sunday?

20 MS. WRIGHT: Yeah. And most people leave on Sunday
21 afternoon.

22 DR. TAYLOR: I actually thought there was some things going
23 on on Wednesday that they -- is there not?

24 MS. WRIGHT: Yeah. That's the administrators committee
25 meeting on Wednesday.

1 DR. TAYLOR: Okay. But is there any -- actually any
2 functions by the FCLB for the doctors?

3 MS. WRIGHT: Oh, no. That doesn't start until May 4th.

4 DR. TAYLOR: Okay. What time does that start?

5 MS. WRIGHT: Probably at 8 or 8:30.

6 DR. TAYLOR: Oh, you are saying May 4th, which is a
7 Wednesday.

8 MS. WRIGHT: Oh, I'm sorry. May 5th. Sorry.

9 May 4th is Wednesday, May 5th is Thursday.

10 DR. TAYLOR: Okay. So you said you go in on May 3rd and
11 then --

12 MS. WRIGHT: Right. I go in on May 3rd and then my meetings
13 start on May 4th, that Wednesday.

14 DR. TAYLOR: Okay. And then are there any board member
15 meetings that day?

16 MS. WRIGHT: No. No.

17 DR. TAYLOR: Okay. Okay.

18 MS. WRIGHT: But, and we also have time to double-check all
19 of that.

20 DR. TAYLOR: Okay.

21 MR. MCCOY: If I can find out in the next two weeks that I
22 can go, do I have to tell you right now?

23 DR. TAYLOR: Well, we can go ahead and approve you and
24 then -- I mean we can do this in a motion now and then if you
25 decide not to go you can just not go.

1 MR. McCOY: That will work.

2 DR. TAYLOR: Okay. All right.

3 MR. McCOY: But I don't -- I can't tell you for sure I can
4 go.

5 DR. TAYLOR: All right. All right. So do we want to --

6 DR. BARNETT: Do you --

7 DR. TAYLOR: Do you want to amend the motion?

8 DR. BARNETT: Amendment the motion.

9 DR. TAYLOR: Well, right now we're in discussion. So you
10 want to redact your --

11 DR. BARNETT: I'll redact my second.

12 DR. TAYLOR: Second and your first?

13 MR. ROBERTS: Uh-huh.

14 DR. TAYLOR: All right. And then we'll entertain a new
15 motion to -- the chair will entertain a new motion to accept for
16 the FCLB meeting May 8th through -- May 4th through 8th --

17 MS. WRIGHT: May 4th through the 8th.

18 DR. TAYLOR: -- 2011 at Marco Island, Florida, for Rebecca
19 Wright, Dr. Barnett, Dr. Moore, Mr. Roberts, Mr. McCoy, and
20 myself.

21 DR. BARNETT: Second.

22 DR. TAYLOR: Do we have a motion to that effect?

23 DR. BARNETT: I thought we had a motion.

24 DR. TAYLOR: No. I'm entertaining a motion.

25 DR. BARNETT: I'll make the motion.

1 MR. McCOY: Then I'll second it.

2 MR. ROBERTS: Then I'll second it.

3 DR. TAYLOR: Motion made by Dr. Barnett, second by
4 Mr. McCoy.

5 Any further discussion?

6 All in favor of the motion, say, "Aye."

7 BOARD MEMBERS: Aye.

8 DR. TAYLOR: Any opposed by like sign.

9 Let's see. That's it on the -- okay. We're going to go on
10 the -- okay. Is Mr. McPherson here?

11 Okay. All right. Mr. Keith McPherson.

12 MR. MCPHERSON: Yes. Keith McPherson. I do have some new
13 business from the board.

14 Does the board know anything about my prior request?

15 MS. WRIGHT: We skipped over it. We can go back to it.

16 MR. MCPHERSON: That's fine. I --

17 MS. WRIGHT: It's on Page 99. What I did was I just
18 provided a quick synopsis. And I can -- of course, Mr. McPherson
19 is here and I can tell you what -- what's been told to me.

20 Now, just due to time constraints I did not put
21 Mr. McPherson's letter on here but he has written a couple of
22 letters to the board office. Barry Penny is a chiropractic
23 doctor and he is active in good standing. His family, his wife
24 and his children were in a car accident and his wife also works
25 in his office, so Dr. Penny has been treating his wife and his

1 children. And my understanding is the car that hit him, that
2 person uses Allstate Insurance.

3 So Allstate started calling me in April, back in April, just
4 to see if could Dr. Penny treat his family and could he put his
5 wife on leave so she could recuperate, because she worked in the
6 office.

7 So I've spoken to the Allstate representative. I think
8 Ms. Abernethy has spoken to them at one time during the summer.
9 And then eventually it was turned over to Mr. McPherson and he
10 has written a couple of letters to the office. So that's why
11 we're here today, mainly to get a direct answer from the board.

12 DR. TAYLOR: Okay. Would you like to address the board,
13 Mr. McPherson?

14 MR. MCPHERSON: Not unless there is a specific question. My
15 client just needs to know about the propriety of that, whether it
16 meets with the board's canons, the ethics, the regulations that
17 govern practicing chiropractors in terms of treating your family,
18 billing for that treatment, as well as submitting disability
19 statements on behalf of his wife who is also treating in order to
20 collect the benefits.

21 DR. TAYLOR: Uh-huh. I don't -- do you know of any
22 exclusion from your -- the policies? Has --

23 MR. MCPHERSON: I don't know of any insurance policy
24 exclusions. It's actually a policy that's to the benefit of
25 Dr. Penny. So, in other words, he's seeking benefits under his

1 own policy on behalf of his children and on behalf of his wife
2 who was, of course, employed with him.

3 DR. TAYLOR: Is there any exclusions under the policy that
4 he not do that?

5 MR. McCOY: Why should he not?

6 MR. MCPHERSON: No. No. I'm not aware of any policy
7 exclusions.

8 The idea obviously becomes, if -- if her ability to work is
9 at his discretion, naturally he can seek benefits for her, I'm
10 going to say indefinitely, I'm just -- just hypothetically.

11 I'm not involved in the underlying automobile accident
12 negotiations or claim handling or anything like that, simply a
13 function of the family receiving treatment directly from him,
14 therefore in the length of the treatment, the type of the
15 treatment, the billing for the treatment, all of that is at his
16 discretion as well as the wage loss benefits.

17 DR. TAYLOR: And so what you're -- what you're saying is how
18 does that conflict with --

19 MR. MCPHERSON: That's what I'm asking. That's what my
20 client would like to know from the board.

21 DR. TAYLOR: Okay.

22 DR. BARNETT: Are you here representing Dr. Penny --

23 MR. MCPHERSON: No.

24 DR. BARNETT: -- or are you here representing the insurance
25 company?

1 MR. MCPHERSON: I'm here representing the interests of the
2 insurance company. My client is the one, naturally if there is
3 an issue with that with respect to the manner in which you deal
4 in this business, then that's what they are interested in
5 knowing. If it's totally fine, then naturally they will make
6 their decisions based on that.

7 DR. TAYLOR: Well, I know of no rules, regulations or
8 statutes that bar doctors of chiropractic from participating in
9 that type of treatment for their family.

10 Does anybody else or is anybody else aware of that? I am
11 not.

12 MR. ROBERTS: I don't know of anything in our rules, but I
13 think it was not good judgment. I think he should have a --
14 another chiropractor in the town or something do that. But there
15 is nothing illegal about what he did as far as the board rules
16 that I'm aware of.

17 MR. MCPHERSON: Okay.

18 MR. ROBERTS: That's just -- I mean that's just a personal
19 comment.

20 MR. MCPHERSON: Ethically, regulation wise, procedurally
21 it's fine, it's just a judgment call, and some may do what he did
22 and some may do others -- otherwise?

23 DR. TAYLOR: Yes. Right.

24 MR. MCPHERSON: Thank you so much.

25 MR. MCCOY: I wouldn't want the family member, because I

1 would think I would get special treatment.

2 MR. ROBERTS: Well, yeah. We're on the record.

3 MR. McCOY: That's the way I would go.

4 MR. JOCHUMS: Next item.

5 DR. BARNETT: Yeah. Next item.

6 DR. TAYLOR: Okay. Here we go.

7 Okay. Investigative report.

8 DR. BARNETT: Where is the investigative report?

9 MS. WRIGHT: There is not one.

10 DR. TAYLOR: Okay. We'll take that up at the time we go
11 into --

12 MS. WRIGHT: All right. Yes. Everything -- everything on
13 the -- yeah, due to the hearings we've been having and --

14 DR. TAYLOR: Does the board have a complaint --

15 MS. WRIGHT: -- everything going on, we don't have one, but,
16 yes, there is a committee meeting scheduled.

17 DR. TAYLOR: What we're going to do -- what we're going to
18 do here is just take a break for about five minutes and then
19 we're going to go into executive session, unless you all wanted
20 to do --

21 MS. WRIGHT: Do you want to do orientation first?

22 DR. TAYLOR: I'm sorry. I'm getting ahead of myself. But
23 anyway, sorry.

24 Okay. Let's see here.

25 Would the licensees -- new licensees stand here so we can

1 see who you are there?

2 Okay. All right. Welcome to the state of Arkansas on
3 behalf of the Arkansas State Board of Chiropractic Examiners. We
4 need more good chiropractors in the state and we welcome you.
5 And anything that the board can do to help you in any way just
6 let us know.

7 A round of applause for these new licensees.

8 (Applause.)

9 And what's customary that we do is we go around and let each
10 board member just take a minute to say something to you. So
11 you -- Mr. Roberts.

12 MR. ROBERTS: I'm a public member, I'm not a doctor of
13 chiropractic, but I've worked very hard on trying to get
14 chiropractic care authorized by active duty military and the V.A.
15 And we have a chiropractor in Rogers, I believe, that is starting
16 a thing for free chiropractor care for returning vets, and I'm
17 for anything that we can help you increase your business by using
18 the Veterans Administration.

19 And you can look me up on the website of the board and
20 contact me if you have anything.

21 DR. TAYLOR: Okay. Mr. Roberts is our -- is our treasurer
22 and he's also our public member.

23 And our next one, next person to talk to you would be
24 Mr. Jack McCoy. He's the consumer member.

25 MR. MCCOY: Well, first I want to thank you for what you're

1 doing and thank you for coming to Arkansas.

2 And I want to remind you that right now the legislature is
3 in session. And there is an old joke about locking up the wife
4 and kids because the legislature is in town. Well, it's pretty
5 appropriate, and I can say that from long time experience. But
6 I'm going to tell you this right now, that your future is on the
7 line just down the street a few blocks. And you've got an
8 obligation to chiropractic, you're going to make your living in
9 chiropractic, and those guys and ladies out there are passing
10 laws every day that may or may not affect your profession.
11 You -- I assure you there will be some that will. And the only
12 way we're going to be able to make the best of that is to know
13 those legislators, and you've got an obligation to get to know
14 your legislators, your representative and your senator. And I'm
15 telling you, where ever you're going to set up your practice, you
16 make a point to meet them. If you have to take them to lunch, do
17 it. But let them know that you're there for them. I assure you
18 of this, all elected officials are a whole lot like most
19 professionals, they are self perpetuating. Some have light
20 cases, some have moderate, some are eaten up with it. Seems like
21 most politicians are eaten up with it, and I can say that again
22 from a long time experience, I've been a politician. But, folks,
23 you've got to do that, you've got to do it for your profession.

24 I think you probably learned while you were in school a
25 great deal about the competition for the health care dollar, and

1 I assure you those other groups that are fighting for that dollar
2 are well represented out there, and a lot of them have put pretty
3 good programs in place to get to know those legislators. You've
4 got to do it in your case. You've got to do it for your future
5 and your children. It's that simple and this board is here to
6 help you.

7 And, again, thank you for being here.

8 DR. TAYLOR: Thank you, Mr. McCoy.

9 Dr. Kent Moore is the secretary of the board.

10 DR. MOORE: I just want to congratulate y'all on your hard
11 work and the time you put in and welcome you to the greatest
12 profession in the world. And I've been at it for 21 years, I
13 still love chiropractic. I want to encourage y'all to stay
14 grounded in the principle of chiropractic, you can do amazing
15 things with it. Try not to dilute it and try to just stay, you
16 know, grounded in chiropractic.

17 And realize that a license is a privilege and an honor, it's
18 not a right, and just treasure it, you know, and cherish that
19 license and the ability and the right to legally practice
20 chiropractic in the state, and just encourage y'all to just get
21 after it, man.

22 DR. TAYLOR: Thanks. Thank you, Dr. Moore.

23 Next is investigative officer Dr. Terry Barnett.

24 DR. BARNETT: Welcome, new doctors.

25 Feels good, doesn't it.

1 I would like to thank you all for coming to Arkansas,
2 congratulate you. As he said, I'm the investigative officer and
3 I'm the one that you don't want to hear from.

4 The only advice that I would give you is in your packet
5 you're going to have a copy of the rules and regulations of the
6 state of Arkansas. Take them and read them. It won't take you
7 an hour to do so. And if anything comes up in your practice that
8 you think is unethical, unprofessional or illegal, take another
9 look at it. And if you still have a question about it, call the
10 board, we'll be happy to answer that question before there is a
11 problem. If you do have a problem and you get a letter from the
12 board, please respond to it and we'll work with that accordingly,
13 but I don't think you guys will ever have a problem.

14 And once again, it's great to have you here.

15 (Applause.)

16 DR. TAYLOR: You can all -- you can have a seat now at this
17 time.

18 And what I'm going to do, I'm going to ask the presidents of
19 the organizations to say a couple -- about five -- up to five
20 minutes of words to you.

21 And, let's see. Do we have somebody from the Arkansas
22 Chiropractic Association here?

23 Anybody?

24 Okay. Dr. Barnett?

25 DR. BARNETT: I will be glad to --

1 DR. TAYLOR: Okay. Dr. Barnett.

2 DR. BARNETT: I would be happy to represent the Arkansas
3 Chiropractic Association. I'm not president but I have been on
4 the board of directors of it for 20-something years.

5 And the one thing that I would say about -- we have three
6 state organizations. They all have similar ideas, they have
7 different ideas. My suggestion for you would be to join all
8 three associations. They allow you the opportunity to get your
9 hours in state so you don't have to travel out of state, which
10 makes it very convenient.

11 The one thing that this state does need is unity, and I
12 would also advise you or request that you all work toward unity.
13 The associations are trying to work for it and the more doctors
14 we have that work for it the better off we're going to be. So
15 join all three associations and demand that they work for unity
16 in this state.

17 Thank you.

18 DR. TAYLOR: Thank you, Dr. Barnett.

19 Next we'll have, let's see, Dr. Brian Reilly from the
20 Arkansas Chiropractic Council, president.

21 DR. REILLY: Do you have -- do you have a copy of the rules
22 and regulations?

23 MS. WRIGHT: Uh-huh. Yeah.

24 DR. REILLY: Thank you.

25 Hi, there. I am Brian Riley. I've been a chiropractor

1 since -- in Hot Springs, Hot Springs, and practicing in Hot
2 Springs for 27 years. And I've been in all three organizations
3 and we are working towards unity. But what -- what kind of
4 separated them over the years was, who knows whether it's
5 philosophy or practice methods or whatever.

6 But I want to take this opportunity to, while I have five
7 minutes with you, to have you all look at this regulations here
8 and at the definition of chiropractic, and I just wanted to go
9 over that just a second.

10 COURT REPORTER: Could you speak up, please, sir?

11 DR. TAYLOR: Dr. Riley?

12 DR. RILEY: Yes, sir.

13 DR. TAYLOR: She would like for you to speak up there, too.
14 She's taking notes.

15 DR. REILLY: Speak up?

16 DR. TAYLOR: Yes, sir. Speak up.

17 DR. REILLY: Okay. It's been a long time since I looked at
18 one of these, for sure, but there are some very, very important
19 things here.

20 On Page 14, No. (6) (A), the "Practice of Chiropractic, means
21 the engagement in the diagnosis and analysis of any interference
22 with normal nervous -- nerve transmission and expression, and the
23 procedural preparatory to and complimentary to the correction
24 thereof by an adjustment of the articulations of the vertebral
25 column," such as any -- let's see, its immediate articulations,

1 including spinal adjustments, spinal manipulations and spinal
2 mobilizations" -- this is what kind of separates things over the
3 years here -- "such as any type of
4 pressure...articulations"...and "mechanical device or...incident
5 to," just to -- "for the restoration of maintenance of health.
6 The practice of chiropractic includes" therapies in the "normal
7 regimen of rehabilitation" of cases, "for the purpose of removing
8 any injury, deformity or abnormality of human beings without the
9 use of drugs or surgery."

10 Finally, it has some other things there that says that we
11 are not to practice obstetrics -- midwifery or obstetrics,
12 ionizing stuff and minor surgery and so forth.

13 But when we look at this, it's the underlying thing,
14 chiropractic up there just in No. 3, "means the science and art
15 which utilizes the inherent recuperative powers of the body and
16 deals with the relationship between the nervous system and the
17 spinal column, including its immediate articulations, and the
18 role of its relationship in the restoration and the maintenance
19 of health."

20 I bring this to your attention because this is what the
21 Chiropractic Council is focused on. We have the laws written
22 here, the philosophy is there to go ahead and use the nervous
23 system. You can find the nervous system responsible for -- in --
24 a nervous system condition in almost every single ailment that
25 happens to the body, there is a nervous system relationship.

1 Bring that into it, bring it into the equation. When you read
2 your X-rays, prove the subluxations on it, make sure that you are
3 doing all the tests that are necessary to protect the patient as
4 well as protect yourself, but apply your chiropractic because
5 that's what you're allowed to do, and that's what we as
6 chiropractors -- as the -- at the Arkansas Chiropractic Council
7 are most -- most concerned with, are the practicing within our
8 boundaries and practicing chiropractic as it was taught us
9 through its philosophy and its applications to all health, not
10 just neck pain and low back pain, but to all health.

11 We have -- we meet twice a year, at least, for seminars,
12 very cost effective. And the three groups in this state have
13 made tremendous strides in this last year for bringing unity.
14 Most of the separation has come, what I can see, geographically
15 or socioeconomically within the -- within the three groups. But,
16 regardless, we're all practicing chiropractors. So we've met six
17 times recently in a coalition of the three groups and we are
18 working on unity.

19 And any group that you join is good, you're welcome in each
20 one. You're going to find the challenges are going to be not
21 within the groups, and don't let it become within the groups
22 because as we -- as we are focused, we have seen that we all have
23 the same challenges. It's being able to apply our practice to
24 our patients in a fair -- in a fair way where we have equal
25 access to the patients, where we can -- where people are seeking

1 us out first and foremost with these injuries and so forth, that
2 we are primary and, you know, what they are looking for, which
3 each of us believes that chiropractic is a primary care health
4 care system.

5 And we invite you to our next meeting and we -- the three
6 groups have decided to have one social event this year, and I
7 will be getting in contact with everybody inviting you to the
8 social event, and where there won't be seminars but it will be
9 all the chiropractors getting together no matter what
10 organization they are in and having a good time and just talking
11 about practice and talking -- and just spend an evening together.

12 And that's all I have to say from the Chiropractic Council
13 and I thank each one of you for your interest in Arkansas, and
14 you will find it to be just the most wonderful state to practice
15 in. It is. And to live in. There -- there is nothing, nothing
16 like it. And this is the Razorback nation.

17 DR. TAYLOR: Thank you, Dr. Reilly.

18 Okay. Next we have the Arkansas Chiropractic Society
19 president, Dr. Chris Cathey.

20 DR. CATHEY: Guys, I have not been at this as long as these
21 two gentlemen have, but I have been doing it long enough to know
22 y'all want to get the heck out of the room as soon as possible.
23 Join one of the three groups, if not all three. We need all the
24 support we can get. We are all trying to work together for
25 unity, as has been stressed by the talks before me. And we need

1 your help in that, join in that, push it along as we asked. You
2 picked a great profession, a great state to practice in. Do
3 well.

4 DR. TAYLOR: Thank you, Dr. Chris.

5 Yes. Very -- we're making really good big strides I think
6 in the profession with these three organizations getting
7 together. Dr. Steve Matthew is not able to be here today, he's
8 from Fort Smith, he's the president of the Arkansas Chiropractic
9 Association, but he's been in the middle of the mix, too, as
10 well, and a good effort, great effort on his part as we
11 witnessed.

12 Okay. Let's see. Now, do we need to give these out unless
13 and until Dr. Foster -- what does the board --

14 MR. ROBERTS: What we normally do is they come around and
15 we --

16 DR. BARNETT: Yeah. She --

17 MR. McCOY: He's waiting because he hasn't got her
18 signature.

19 DR. BARNETT: One quick thing. If anybody would like to
20 work as a fill-in doctor for a couple of months, Dr. Kala Hatch
21 in Mountain Home is looking for a fill-in doctor.

22 MS. WRIGHT: Just call me, I'll give you the information.

23 DR. TAYLOR: Okay. Okay. At this time what we'll do is
24 we'll pass out the chiropractic licenses. And so what we'll do,
25 you doctors can stand here and you can come, when I call your

1 name, if you would like to, doctors, you can shake the board
2 members hand and get your congratulations.

3 Dr. Kelly Goldberg.

4 DR. GOLDBERG: Thank you.

5 DR. TAYLOR: Congratulations.

6 DR. MOORE: Congratulations.

7 DR. BARNETT: Congratulations.

8 DR. TAYLOR: Dr. Maggie Joseph.

9 MR. ROBERTS: Congratulations.

10 DR. JOSEPH: Thank you.

11 DR. TAYLOR: Congratulations.

12 DR. MOORE: Congratulations.

13 DR. BARNETT: Where are you going?

14 DR. JOSEPH: Farmington.

15 DR. TAYLOR: Dr. Brandon Fitch.

16 Congratulations.

17 DR. MOORE: Congratulations.

18 DR. TAYLOR: Dr. Kevin Schultz.

19 DR. BARNETT: Fayetteville.

20 DR. SCHULTZ: Thank you very much.

21 DR. TAYLOR: Congratulations.

22 Big round of applause for the doctors here again.

23 (Applause.)

24 Congratulations.

25 Now, what we'll do here, what the chair will do is entertain

1 a motion to adjourn.

2 DR. BARNETT: So moved.

3 DR. TAYLOR: So moved by Dr. Barnett.

4 MR. McCOY: Second.

5 DR. TAYLOR: Second by Mr. McCoy.

6 All in favor, say, "Aye."

7 BOARD MEMBERS: Aye.

8 DR. TAYLOR: Any opposed?

9 Had a strong one there.

10 All right. We'll adjourn the meeting and we'll -- we'll go
11 ahead -- we're going to go into executive session at this time so
12 we'll ask everybody in the room except board members to leave if
13 you will.

14 (WHEREUPON, the Board retired to executive session, off
15 the record, and returned with the following motion.)

16 DR. TAYLOR: Okay. The board is coming back on from
17 executive session.

18 And Dr. Barnett has a motion.

19 DR. BARNETT: I would like to make a motion that we give the
20 authority to Dr. Taylor, along with Rebecca, to start a search
21 process for an Assistant Executive Director.

22 DR. TAYLOR: Motion made by Dr. Barnett.

23 MR. McCOY: Second.

24 DR. TAYLOR: Second by Mr. McCoy.

25 Any further discussion?

1 All in favor of the motion, say, "Aye."

2 BOARD MEMBERS: Aye.

3 DR. TAYLOR: Any opposed with like sign.

4 Thank you. We're now out of executive session.

5 Well let's adjourn that executive session. Let's adjourn
6 that meeting here.

7 MR. ROBERTS: Motion to adjourn the executive session.

8 DR. TAYLOR: Okay. Motion from Mr. Roberts to adjournment.

9 MR. McCOY: Second.

10 DR. TAYLOR: Second by Mr. McCoy.

11 All in favor of the motion, say, "Aye."

12 BOARD MEMBERS: Aye.

13 DR. TAYLOR: All opposed by like sign.

14 Thank you. Okay.

15 (WHEREUPON, at 12:37 p.m., the above-entitled
16 proceedings were concluded.)

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3 CERTIFICATE

4 STATE OF ARKANSAS)

5 COUNTY OF PULASKI)

6 I, SUSAN B. WHITSON, Certified Court Reporter and
7 notary public in and for Pulaski County, State of Arkansas, do
8 hereby certify that the Business Meeting and New Licensee
9 Orientation before the Arkansas State Board of Chiropractic
10 Examiners, held January 20, 2011, was taken by me in Stenotype
11 and was reduced to computer-generated typewritten form by me or
12 under my direction and supervision, and that the same is a true
13 and correct reflection of the proceedings that occurred, to the
14 best of my knowledge and ability.

15 I FURTHER CERTIFY that I am neither counsel for,
16 related to, nor employed by any of the parties to the action in
17 which these proceedings were taken; and, further that I am not a
18 relative or employee of any attorney or counsel employed by the
19 parties hereto, nor financially interested, or otherwise, in the
20 outcome of this action; and that I have no contract with the
21 parties, attorneys, or persons with an interest in the action
22 that affects or has a substantial tendency to affect
23 impartiality, that requires me to relinquish control of an
24 original transcript or copies of the transcript before it is
25 certified and delivered to the custodial attorney, or that

1 requires me to provide any service not made available to all
2 parties to the action.

3 SIGNED AND SWORN this _____ day of

4 _____.

5
6 _____
7 SUSAN B. WHITSON, CCR, #158

8 NOTARY PUBLIC IN AND FOR

9 PULASKI COUNTY, ARKANSAS

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11 My Commission Expires: June 4, 2012.

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